

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DEANDRE NAKITA BROWN,

Defendant.

Case No. 2:09-cr-00032-KJD-GWF

ORDER

Before the Court for consideration is the Findings and Recommendations (#25) of Magistrate Judge George W. Foley, Jr. entered April 23, 2009, recommending that Defendant's Motion to Suppress Evidence Obtained in Violation of the Fifth and Fourth Amendments (#16) be granted in part and denied in part, and that Defendant's Motion to Suppress Identification Evidence (#17) be denied. Objections (#29) to the Magistrate Judge's Findings and Recommendations were filed by Defendant DEANDRE NAKITA BROWN pursuant to Local Rule IB 3-2 of the Local Rules of Practice of the United States District Court of the District of Nevada. The Government filed a response in opposition (#30) to the objections.

The Court has conducted a *de novo* review of the record in this case in accordance with U.S.C. § 636(b)(1) and LR IB 3-2. The Court determines that the Findings and Recommendations

1 (#25) of the United States Magistrate Judge entered April 23, 2009, should be **ADOPTED** and
2 **AFFIRMED**.

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Findings and Recommendations
4 (#25) entered April 23, 2009, are **ADOPTED** and **AFFIRMED**, and Defendant's Motion to
5 Suppress in Violation of the Fifth and Fourth Amendments (#16) is **GRANTED in part** and
6 **DENIED in part**, and that Defendant's Motion to Suppress Identification Evidence (#17) is
7 **DENIED**.

8 DATED this 2nd day of July 2009.
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13 Kent J. Dawson
14 United States District Judge
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